

**ORIGINAL**

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**FILED**  
**DISTRICT COURT OF GUAM**

AUG 17 2007 mbo

**JEANNE G. QUINATA**  
Clerk of Court

10 Attorneys for the United States of America

11 **IN THE UNITED STATES DISTRICT COURT**

12 **FOR THE TERRITORY OF GUAM**

13 UNITED STATES OF AMERICA, } CRIMINAL CASE NO. 07-00057  
14 Plaintiff, }  
15 vs. } MOTION TO DISMISS  
16 RUDY AGUSTIN, JR., } INDICTMENT  
17 Defendant. }

18 COMES NOW the plaintiff, United States of America, by and through its undersigned  
19 attorney, and moves that the Indictment in the above cause against defendant, RUDY AGUSTIN,  
20 JR., be dismissed without prejudice for the reason that the defendant has pled guilty to an  
21 Information in Criminal Case No. 07-00079, which said Information has incorporated similar  
22 criminal acts described in the Indictment..

23 Respectfully submitted this 17th day of August 2007.

24 LEONARDO M. RAPADAS  
25 United States Attorney  
26 Districts of Guam and NMI

27 By:

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RYAN M. ANDERSON  
Special Assistant U.S. Attorney